

**Amendment No. 3 to SJR0088**

**Swann  
Signature of Sponsor**

**AMEND Senate Joint Resolution No. 88\***

by deleting the first resolving clause in its entirety and substituting instead the following:

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED TENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that a majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article VI, Section 5 of the Constitution of Tennessee be amended by deleting the first sentence and substituting instead the following:

When a vacancy occurs in the office of Attorney General for the State, the Supreme Court shall nominate a person to serve as Attorney General and submit the name to the General Assembly. The nomination shall be made by the Supreme Court in open court and with recorded votes. The general assembly confirm, reject, or confirm by default the nomination of the Supreme Court's nominee within sixty (60) consecutive calendar days immediately following the appointment if the General Assembly is in session and within sixty (60) consecutive calendar days, beginning on the convening date of the next annual legislative session following the nomination, if the General Assembly is not in session when the nomination is made. The nominee of the Supreme Court shall be confirmed if a majority of the members to which each house of the General Assembly is entitled vote for confirmation. The Supreme Court's nominee shall be rejected if both houses vote to reject the appointee by a majority of all the members to which each house is entitled or if one (1) house votes to reject the appointee by at least two-thirds (2/3) of all members to which the house is entitled. The Supreme Court nominee is confirmed by default if the General Assembly fails to vote or confirm or reject

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within the required time period. If the Supreme Court's nomination is rejected by the general assembly or is withdrawn by the Supreme Court, then the Supreme Court shall, within sixty (60) days, nominate another person to serve as Attorney General. Any nominee who has been rejected by the general assembly is not eligible for reappointment until the vacancy in office next following the confirmation of a nominee.. The nomination and confirmation or rejection process shall continue until one nominee receives a majority vote of the members to which each house of the General Assembly is entitled. The General Assembly is authorized to prescribe such other procedural provisions as may be necessary to carry out the requirements of this section. The Attorney General shall hold office for a term of four years and until a successor is appointed. Each Attorney General shall be at least thirty years of age, shall be a citizen of the United States, shall be an attorney duly licensed in this State, and shall have been a resident of this State at least five years immediately preceding appointment.